

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the  
5 Technology-Based Young Adult Day Program Act.

6 Section 5. Definitions. In this Act:

7 "Augmentative communication system" includes, but is not  
8 limited to, a speech output device, mounts, switches, cables,  
9 scanners, portable printers, software, and enlargers.

10 "Department" means the Department of Human Services.

11 "Developmental disability" has the meaning given to that  
12 term in the Illinois Council on Developmental Disabilities Law.

13 "Program" means the technology-based day program for young  
14 adults established under this Act.

15 "Technology-based" means the use of (i) augmentative  
16 communication systems, (ii) desktop or laptop computers,  
17 together with related components such as color printers,  
18 monitors, keyboards, and Internet access, and (iii)  
19 environmental controls to perform activities that include, but  
20 are not limited to, turning lights on and off, changing  
21 television channels, and selecting music.

22 "Young adult" means a person at least 18 years of age but  
23 not more than 30 years of age.

1 Section 10. Young adult day program.

2 (a) The Department shall establish an innovative  
3 technology-based day program for young adults with a  
4 developmental disability as provided in this Section. The goal  
5 of the program shall be to assist young adults participating in  
6 the program in pursuing higher education, securing employment,  
7 building social relationships, and participating in community  
8 activities. The program shall include, but need not be limited  
9 to, the following features:

10 (1) One-to-one assistance for program participants.

11 (2) The use of augmentative communication systems and  
12 computers, with related technological support.

13 In developing the program, the Department shall seek the  
14 assistance of the Illinois Assistive Technology Program. The  
15 Department shall establish the program in 3 phases as described  
16 in subsections (b) through (d).

17 (b) In the State fiscal year beginning July 1, 2009, the  
18 Department shall establish a pilot technology-based day  
19 program for 8 young adults in DuPage County and also for 8  
20 young adults in McHenry County. The pilot program shall operate  
21 between the hours of 9:00 a.m. and 3:00 p.m. On or before April  
22 15, 2010, the Department shall report to the General Assembly  
23 concerning the operation of the pilot program under this  
24 subsection. On and after July 1, 2010, the Department may  
25 expand the pilot program to other areas of the State.

1           (c) In the State fiscal year beginning July 1, 2010, the  
2 Department shall continue the program as authorized under  
3 subsection (b) and in addition shall make training and  
4 technology resources available to the State Superintendent of  
5 Education to provide secondary school students statewide with  
6 skills they need for higher education and employment. These  
7 resources may include, but need not be limited to: occupational  
8 therapy, physical therapy, and speech and vision therapy  
9 services; medical and personal hygiene services; and  
10 transportation coordination services. The goal of this phase of  
11 the program shall be to ensure that all students graduate from  
12 high school with the skills they need for higher education and  
13 employment.

14           (d) In the State fiscal year beginning July 1, 2011, the  
15 Department shall continue the program as authorized under  
16 subsections (b) and (c) and in addition shall establish a  
17 community-integrated living arrangement (CILA) pilot program  
18 that emphasizes technology for independent living, including  
19 but not limited to environmental controls in a residential  
20 setting to foster independence and self-esteem. On or before  
21 April 15, 2012, the Department shall report to the General  
22 Assembly concerning the operation of the CILA pilot program  
23 under this subsection. On and after July 1, 2012, the  
24 Department may expand the CILA pilot program to other areas of  
25 the State.

26           (e) In State fiscal years beginning July 1, 2012 and

1 thereafter, the Department shall continue the program as  
2 authorized under subsections (b), and (c), and (d).

3 Section 15. Program subject to appropriations. The  
4 Department's implementation of this Act is subject to  
5 appropriations made to the Department for that purpose.

6 Section 20. No authority to make or promulgate rules.  
7 Notwithstanding any other rulemaking authority that may exist,  
8 neither the Governor nor any agency or agency head under the  
9 jurisdiction of the Governor has any authority to make or  
10 promulgate rules to implement or enforce the provisions of this  
11 Act. If, however, the Governor believes that rules are  
12 necessary to implement or enforce the provisions of this Act,  
13 the Governor may suggest rules to the General Assembly by  
14 filing them with the Clerk of the House and Secretary of the  
15 Senate and by requesting that the General Assembly authorize  
16 such rulemaking by law, enact those suggested rules into law,  
17 or take any other appropriate action in the General Assembly's  
18 discretion. Nothing contained in this Act shall be interpreted  
19 to grant rulemaking authority under any other Illinois statute  
20 where such authority is not otherwise explicitly given. For the  
21 purposes of this Act, "rules" is given the meaning contained in  
22 Section 1-70 of the Illinois Administrative Procedure Act, and  
23 "agency" and "agency head" are given the meanings contained in  
24 Sections 1-20 and 1-25 of the Illinois Administrative Procedure

1 Act to the extent that such definitions apply to agencies or  
2 agency heads under the jurisdiction of the Governor.